THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No. 15278 of 2006

DATED: 25-07-2006

Between:

Smt Bhattyupalli Parvathi..

..Petitioner.

and

The Deputy District Election Authority & Revenue Divisional Officer, Asifabad, Adilabad District and others.

..Respondents.

THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.15278 of 2006

ORDER:

Heard the counsel.

This Court issued Rule Nisi on 23-07-2006 and ordered in W.P.M.P.No.19023 of 2006 that the rejection appears to be in relation to the alleged arrears of the year 2001 and after sufficient gap, a ground had been taken and on such a ground the rejection is said to have been made. Prima facie, this is a matter to be further heard. In view of the urgency pleaded, the 3rd respondent – Returning Officer was directed not to finalise the nominations till 27-07-2006 and the office was directed to post the W.P.M.P. on 25-07-2007.

It is stated by the learned Assistant Government Pleader for Panchayat Raj that even by 3-00 P.M. on 23-07-2006 the nominations were finalized and the same is hereby recorded. He further stated that though prima facie rejection appears to be in relation to the arrears of the year 2001, the surcharge proceedings in relation thereto are said to have been pending.

It is needless to say that these aspects may have to be gone into at the appropriate stage inasmuch as these are all factual controversies. Several other details also had been narrated in the affidavit filed in support of the writ petition. The

petitioner is given liberty to approach the competent Election Tribunal by way an election petition.

With the above observation, the Writ Petition is disposed of. No costs.

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P.S.NARAYANA,J

Dated:25-07-2006

sj